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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

APPEAL FROM ORDER NO.483 OF 2007

Mangatram N. Rajput Appellant

versus

Municipal Corporation of Greater Bombay Respondent

Mr.Bipin Joshi for appellant.

Ms.Geeta Joglekar for MCGB.

CORAM : A.S.OKA, J.

DATE : 18th June 2007

PC :

1. Heard advocates appearing for the parties. The Constituted Attorney of the appellant has filed an undertaking which is taken on record and marked "X" for identification. In view of the said undertaking I pass the following order.

(i) L.C.Suit No.1592 of 2007 is dismissed as withdrawn;

(ii) If an application for regularisation of the suit structure is made by the appellant to the

appropriate authority of the respondent Corporation within a period of six weeks from today, the said application shall be decided by the concerned authority within a period of eight weeks from the date of receipt of the application. The order passed on the said application shall be communicated to the appellant within a period of one week from the date of passing the order. The communication will be issued at the address mentioned in the cause title of the appeal.

(iii) If application for regularisation is made within the stipulated period of six weeks from today, for a period of eighteen weeks from today, both the parties will maintain status-quo as of today in all respects in respect of the suit structure;

(iv) If application for regularisation is not filed within the stipulated period of six weeks from today, the respondent Corporation will be free to proceed to demolish the suit structure on completion of period of six weeks;

(v) The Appeal from Order is disposed of in the above terms with no order as to costs. All

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concerned and parties to act on an ordinary copy of this order duly authenticated by Registry of this Court;

(vi) In view of disposal of Appeal from Order, Civil Application No.657 of 2007 does not survive and it stands dismissed as such.

(A.S.OKA, J.)